

---

**From:** McKinney, William C [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CD94A539C483494CA61EDE1D9BCF9AC1-WCMCKINNEY1]  
**Sent:** 1/29/2018 4:20:23 PM  
**To:** Holl, Eric J [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=34af852279554311bf577ab3b4532109-ejhall]; Cole, Samantha [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=49a7b2fa4f2e49dc89409a50359461ab-scole4]; Weiner, Sadie [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=df98bd64929043eeaab54e589dd7d1b2-asweiner]; Porter, Ford C [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b78085a114554c8ba8f58bffaf3e6db0-fcporter]; Talley, Noelle S [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=cd9f3882421746bcb5a60cbe82cdff89-nstalley]; Little, Jamal [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=69149c51192e44eead4fc5f6b56d18ab-jlittle6]; Barker, Paul E [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=aca4172135b1438a9b6bf9ed4265f2b6-pebarker1]  
**CC:** White, Julia W [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d92f33e7d43e44a9b15d6ec92e2348cb-jwbuckner]; Eudy, Ken [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=559b029a243848e7afd724eed4610137-keudy1]  
**Subject:** RE: [External] FW: Pipeline memorandum of understanding

I believe the Governor has the authority to sign such a document. Courts have typically allowed private industry some latitude in how they spend funds to mitigate for environmental and related effects of projects.

-----Original Message-----

**From:** Holl, Eric J  
**Sent:** Monday, January 29, 2018 3:18 PM  
**To:** Cole, Samantha <Samantha.Cole@nc.gov>; Weiner, Sadie <sadie.weiner@nc.gov>; Porter, Ford C <Ford.Porter@nc.gov>; Talley, Noelle S <Noelle.Talley@nc.gov>; Little, Jamal <Jamal.Little@nc.gov>; Barker, Paul E <Paul.Barker@nc.gov>  
**Cc:** McKinney, William C <William.McKinney@nc.gov>; White, Julia W <Julia.white@nc.gov>; Eudy, Ken <ken.eudy@nc.gov>  
**Subject:** RE: [External] FW: Pipeline memorandum of understanding

+William, Julia and Ken

Dan Way is planning to write a story claiming that the mitigation fund might not be constitutional and has asked us for a response.

-----Original Message-----

**From:** Cole, Samantha  
**Sent:** Monday, January 29, 2018 3:01 PM  
**To:** Weiner, Sadie <sadie.weiner@nc.gov>; Porter, Ford C <Ford.Porter@nc.gov>; Talley, Noelle S <Noelle.Talley@nc.gov>; Holl, Eric J <Eric.Holl@nc.gov>; Little, Jamal <Jamal.Little@nc.gov>; Barker, Paul E <Paul.Barker@nc.gov>  
**Subject:** FW: [External] FW: Pipeline memorandum of understanding

-----Original Message-----

**From:** Dan Way [mailto:dway@carolinajournal.com]  
**Sent:** Monday, January 29, 2018 2:56 PM  
**To:** Governor's Press Office <govpress@nc.gov>  
**Subject:** [External] FW: Pipeline memorandum of understanding

CAUTION: External email. Do not click links or open attachments unless verified. Send all suspicious email as an attachment to report.spam@nc.gov.

Can I expect a response this afternoon? It would be much appreciated.

Dan E. Way  
Associate Editor  
Carolina Journal  
(919) 828-3876 office  
(919) 593-4895 cell  
@danway\_carolina

On 1/29/18, 12:57 PM, "Dan Way" <dway@carolinajournal.com> wrote:

Noelle:

I am hoping to get a response from the governor to concerns that the memorandum of understanding between the governor and Dominion Power might not be constitutional, and that it appears to be a slush fund.

Can he point to a provision in the law that allows this arrangement to occur?

What is total permanent impact? Memorandum says 3,000 acres during construction but less afterwards, and also states 300 permanent interior forest acres. Is 300 acres the sum total of all permanent acreage impact?

There are solar farms larger than 300 acres. Why has the governor not sought similar exactions from solar developers, but singled out natural gas?

When will the next memorandum of understanding come out, and who will be the third party handling the funds?

Thanks a million.

Dan E. Way  
Carolina Journal  
(919) 593-4895

Sent from my iPad

---

Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.